IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2399 OF 2005

Smt. Sumita Omprakash Prasad. .. Petitioner.

vs.

Shri. Omprakash Shivnarayan Prasad. .. Respondent.

Mr. A.S. Khandeparkar i/by Smt. Vidya S. Gole for petitioner.

Mr. J.M. Puranik for respondent no.1.

CORAM : S.U. KAMDAR, J.

DATE : 18th November, 2005.

P.C.:

. By consent of the parties the petition is placed on board for hearing and final disposal and the following consent order is passed.

2. That the respondent will pay the maintenance to the petitioner of a sum of Rs. 2000/- which will include the amount of Rs. 1250/- per month towards the maintenance under Section 125 of the Criminal Procedure Code. This amount to be paid by the petitioner from the date of the application i.e.

12.9.2000. In an event if the petitioner losses the job which she is holding and earning salary of Rs. 3550/- the petitioner will be entitled to apply for enhancement of the maintenance before the trial Court and if such an application is made, the same will be considered on its own merit. The arrears to be paid within a period of 10 weeks from today. The petition is disposed of accordingly. There shall be no order as to costs.